

FILED 09 OCT 6 14:06 USDC-ORP

10-06-09 A11:53 IN

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON**

**UNITED STATES OF AMERICA**

**v.**

**JOHNNY ROTHY PALMER,**

**Defendant.**

**CR 03-463-01-HA**

**ORDER REVOKING  
SUPERVISED RELEASE TERM,  
IMPOSING SENTENCE, AND  
REIMPOSING SUPERVISED  
RELEASE TERM**

On April 5, 2004, this Court sentenced defendant to the custody of the Bureau of Prisons for a period of 37 months to be followed by a 3-year term of supervised release subject to standard and special conditions. The term of supervised release began December 24, 2006.

On September 11, 2009, this Court issued a Warrant of Arrest and Order to Show Cause why defendant's term of supervised release should not be revoked based on the probation officer's allegations that defendant violated the conditions of release.

On October 5, 2009, defendant appeared with counsel at a hearing to determine whether defendant's supervised release should not be revoked. The defendant admitted he had violated the conditions of supervised release by failing to reside in and participate in the program of an inpatient

////

drug treatment center, failing to reside in and satisfactorily participate in a residential reentry center, and using controlled substances.


It is the finding of the Court that defendant violated the conditions of supervised release.

It now appearing to the Court defendant is no longer suitable for continued community supervision,

**IT IS ORDERED** defendant's term of supervised release is revoked and defendant is committed to the custody of the Bureau of Prisons for a period of 12 months.

**IT IS FURTHER ORDERED** that upon release from imprisonment, defendant is subject to reimposition of supervised release, pursuant to 18 USC § 3583(h), and is ordered to a term of supervised release for 24 months, subject to the standard conditions and the following special conditions: 1) The defendant shall reside in and satisfactorily participate in a residential reentry center to include a prerelease component, if determined appropriate by the residential reentry center manager and the U.S. Probation Officer, for up to 120 days or until discharged by the residential reentry center manager and the U.S. Probation Officer and; 2) The defendant shall reside in and participate in the program of an inpatient drug treatment center, as directed by the probation officer, for a period not to exceed 60 days.

**DATED** this 6 day of October, 2009.

  
The Honorable Ancia L. Haggerty  
Senior U.S. District Judge